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 CITY OF CLEARLAKE
 (erroneously named herein as CLEARLAKE POLICE DEPARTMENT)

IN THE UNITED STATES DISTRICT COURT FOR
 THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

DAVID DAVIS and PAGE GEARHART-DAVIS
 PRO-SE,

Plaintiffs,

vs.

CLEARLAKE POLICE DEPARTMENT,

Defendants.

Case No. C 07-03365 EDL

[PROPOSED] ORDER
 GRANTING DEFENDANT CITY
 OF CLEARLAKE'S MOTION FOR
 SUMMARY JUDGMENT

Date: August 12, 2008
 Time: 9:00 a.m.
 Courtroom: E, 15th Floor
 Judge: Hon. Elizabeth D.
 LaPorte

The motion of defendant CITY OF CLEARLAKE (the "City") for summary judgment, or in the alternative, partial summary judgment, came on regularly for hearing on August 12, 2008, at 9:00 a.m., in Courtroom E of the above-entitled Court. Low, Ball & Lynch appeared on behalf of the City, and plaintiffs DAVID DAVIS and PAGE GEARHART-DAVIS appeared *in propria persona*.

Having read and considered all papers submitted by the parties in regard to this motion, all other matters presented to the court, and after oral argument, the Court finds that there is no genuine issue of fact and the City is entitled to judgment as a matter of law.

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1 Accordingly, it is HEREBY ORDERED that the City's Motion for Summary Judgment is GRANTED,
2 and Plaintiffs' First Amended Complaint in this matter is DISMISSED WITH PREJUDICE.

3 IT IS SO ORDERED.

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5 Dated: _____, 2008.

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8 HON. ELIZABETH D. LAPORTE
9 U.S. MAGISTRATE JUDGE
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